

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**WRIT PETITION NO. 1585 OF 2016
WITH
INTERIM APPLICATION NO. 833 OF 2024
IN
WRIT PETITION NO. 1585 OF 2016**

Shri. Subhash Yeshwand Khalade ...Petitioner

Versus

The State of Maharashtra And Ors. ...Respondents

**WITH
INTERIM APPLICATION (STAMP) NO. 3645 OF 2025
IN
WRIT PETITION NO. 1585 OF 2016**

Sheetal Kisanchand Tejawani ...Applicant

Versus

The State of Maharashtra And Ors. ...Respondents

Mr. Subhash Babasaheb Desai, learned Advocate for the Petitioner in WP/1585/2016.

Mr. Kiran C. Shinde, learned A.P.P. for the State/Respondent.

Mr. Ajay Bhise a/w Ms. Deepali Kedar, learned Advocates for Respondent No. 2.

**CORAM : ASHWIN D. BHOBE, J.
DATE : 22nd JANUARY 2026.**

P.C. :

1. Heard Mr. Subhash Desai, learned Advocate for the Petitioner, Mr. Kiran Shinde, learned A.P.P. for the State/Respondent and Mr. Ajay Bhise, learned Advocate for Respondent No. 2.

2. Mr. Subhash Desai, learned Advocate for the Petitioner submits that the subject matter of First Information Report bearing no. 90 of 2016 dated 19.03.2016 and the subsequent charge-sheet, is purely in the nature of civil dispute pertaining to a property. He submits that the Petitioner claiming right to the property in question is before the Civil Court exercising his civil rights. He submits that in the said Civil Suit, injunction by way of *status-quo* is operating since the year 2008. He submits that as per the FIR, paragraph no. 12, the Complainant/Respondent No. 2 claims right to the property on the basis of a sale executed in his favour on 09.05.2012.

3. During the course of arguments of Mr. Subhash Desai, learned Advocate for the Petitioner, Mr. Ajay Bhise, learned Advocate for Respondent No. 2 craves leave for a short accommodation to prepare himself in the matter.

4. Adjournment is not objected to by Mr. Subhash Desai, learned Advocate for the Petitioner and Mr. Kiran Shinde, learned A.P.P. for the State/Respondent.

5. Though this matter is of the year 2016 and arguments having commenced, considering the request made by Mr. Ajay Bhise, learned Advocate for Respondent No. 2, I deem it proper to afford an opportunity to Respondent No. 2. As such, at his request and by consent of the parties, list the matter on **6th February 2026**.

[ASHWIN D. BHOBE, J.]